



*[Handwritten signature]*

ATTORNEY DOCKET NUMBER: 2002834-0058 (CIP4 DIV1)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Bannon, et al. Examiner: Huynh, P.  
Serial No.: 09/478,668 Art Unit: 1644  
Filed: January 6, 2000  
For: METHODS AND REAGENTS FOR DECREASING CLINICAL REACTIONS  
TO ALLERGY

COMMISSIONER FOR PATENTS  
C/O SUPERVISORY PATENT EXAMINER ART UNIT 1644  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

Sir:

**PETITION TO CORRECT INVENTORSHIP IN A PATENT APPLICATION**  
**UNDER 37 C.F.R. §1.48(a)**

A first Petition to Correct Inventorship was filed for the above-referenced case on March 7, 2005. A Notice was sent by the Patent Office on June 24, 2005 denying this first Petition because the statement by deleted inventor Howard B. Sosin and the written consent of Assignee SEER Pharmaceuticals, LLC were not dated.

Applicant is hereby filing a second Petition that includes properly executed versions of these two documents. Applicant therefore petitions that the inventorship of U.S. Patent Application Serial No. 09/478,668 be corrected by deleting the name of Howard B. Sosin and by adding the names of Ricki M. Helm, Gael Cockrell, J. Steven Stanley, and Nina E. King. The following are included:

- A statement from each person being added as an inventor under 37 C.F.R. §1.48(a)(2);
- A statement from each person being deleted as an inventor under 37 C.F.R. §1.48(a)(2);
- A declaration by the actual inventors under 37 C.F.R. §1.48(a)(3);
- A check in the amount of \$130.00 as required under 37 C.F.R. §1.48(a)(4); and
- A statement from each assignee under 37 C.F.R. §1.48(a)(5).

12/01/2005 YPOLITE1 00000007 09473668

01-FC-1464

130.00-OP

U.S.S.N. 09/478,668  
4015944\_1.DOC

Page 1 of 2

Attorney Docket No. 2002834-0058

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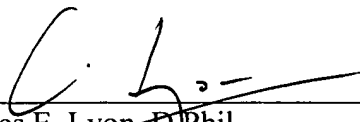
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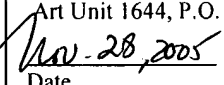
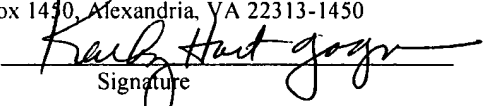
Please charge any additional fees that may be required to our Deposit Account No. 03-1721.

Respectfully submitted,  
CHOATE, HALL & STEWART LLP

Dated: November 25, 2005

  
Charles E. Lyon, D.Phil.  
Reg. No. 56,630

PATENT GROUP  
CHOATE, HALL & STEWART LLP  
Two International Place  
Boston, MA 02110  
Tel: (617) 248-5000  
Fax: (617) 248-4000

Certificate of Mailing	
I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, C/O Supervisory Patent Examiner Art Unit 1644, P.O. Box 1450, Alexandria, VA 22313-1450	
 Date	 Signature
Kathy Hart Gagnon	
Typed or Printed Name of person signing certificate	



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Serial No.: 09/478,668 Art Unit: 1644  
Filing Date: January 6, 2000  
Title: METHODS AND REAGENTS FOR DECREASING CLINICAL  
REACTION TO ALLERGY

Commissioner For Patents  
C/O Supervisory Patent Examiner Art Unit 1644  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**TRANSMITTAL**


Enclosed for filing in the above-referenced patent application, please find the following:

- 1) Petition to Correct Inventorship In a Patent Application Under 37 C.F.R. §1.48(a) (2 pp.);
- 2) Written Consent of Assignees to Change in Inventorship Under 37 C.F.R. §1.48(a), executed on behalf of each of assignees **SEER Pharmaceuticals, LLC** (1 pg.), **University of Arkansas** (1 pg.); and **Mount Sinai School of Medicine** (1 page);
- 3) Statement From Each Person Being Deleted As An Inventor Under 37 C.F.R. §1.48(a), executed by **Howard B. Sosin** (1 page);
- 4) Executed Statement from Each Person Being Added As An Inventor Under 37 C.F.R. §1.48(a) for each of inventors **Ricki M. Helm** (1 pg.), **Gael Cockrell** (1 pg.), **J. Steven Stanley** (1 pg.) and **Nina E. King** (1 pg.);
- 5) Executed Declaration for each of the actual inventors under 37 C.F.R. §1.48(a)(3) for inventors **Ricki M. Helm** (4 pp.), **Gael Cockrell** (4 pp.), **J. Steven Stanley** (4 pp.), **Nina E. King** (4 pp.); **A. Wesley Burks Jr.** (4 pp.); **Gary A. Bannon** (4 pp.); and **Hugh A. Sampson** (4 pp.);
- 6) Check in the amount of \$130.00 as required under 37 C.F.R. §1.48(a)(4); and
- 7) Return postcard.

Please charge any additional fees associated with this filing, or apply any credits, to our Deposit Account No. 03-1721.

Respectfully Submitted,  
CHOATE, HALL & STEWART LLP

Dated: November 25, 2005

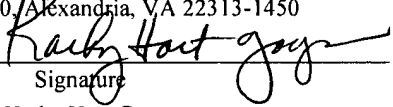
  
Charles E. Lyon, D.Phil.  
Reg. No. 56,630

PATENT DEPARTMENT  
CHOATE, HALL & STEWART LLP  
Two International Place  
Boston, Massachusetts 02110  
Telephone: (617) 248-5000  
Facsimile: (617) 248-4000

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Applicant: Bannon, et al. Examiner: Huynh, P.  
Serial No.: 09/478,668 Art Unit: 1644  
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TO ALLERGY

COMMISSIONER FOR PATENTS  
C/O SUPERVISORY PATENT EXAMINER ART UNIT 1644  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

Sir:

**WRITTEN CONSENT OF ASSIGNEES TO CHANGE IN INVENTORSHIP**  
**UNDER 37 C.F.R. §1.48(a)**

As assignees of record of U.S. Patent Application No. 09/478,668, as demonstrated by the statements under 37 C.F.R. § 3.73(b) already filed December 10, 1999 in the parent U.S. Patent Application No. 09/141,220, consent is hereby granted to correct the named inventors to only include A. Wesley Burks Jr., Gary A. Bannon, Hugh A. Sampson, Ricki M. Helm, Gael Cockrell, J. Steven Stanley, and Nina E. King.

**SEER PHARMACEUTICALS, LLC**  
**(f/k/a PANACEA PHARMACEUTICALS, LLC)**

**MT SINAI SCHOOL OF MEDICINE**

Signed: 

Signed: \_\_\_\_\_

Dated: Aug 15, 2005

Dated: \_\_\_\_\_

Howard B. Sosin  
CEO

W. Patrick McGrath  
Director, Office of Industrial Liaison

**UNIVERSITY OF ARKANSAS**

Signed: \_\_\_\_\_

Dated: \_\_\_\_\_

Ann Kemp  
Vice-President for Finance and Administration



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Signed: \_\_\_\_\_

Dated: \_\_\_\_\_

Dated: \_\_\_\_\_

Howard B. Sosin  
CEO

W. Patrick McGrath  
Director, Office of Industrial Liaison

**UNIVERSITY OF ARKANSAS**

Signed: 

Dated: 9/27/04

Ann Kemp  
Vice-President for Finance and Administration



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SEER PHARMACEUTICALS, LLC  
(f/k/a PANACEA PHARMACEUTICALS, LLC)

MT SINAI SCHOOL OF MEDICINE

Signed: \_\_\_\_\_

Signed: 

Dated: \_\_\_\_\_

Dated: 12/31/04

Howard B. Sosin  
CEO

W. Patrick McGrath  
Director, Office of Industrial Liaison

UNIVERSITY OF ARKANSAS

Signed: \_\_\_\_\_

Dated: \_\_\_\_\_

Ann Kemp  
Vice-President for Finance and Administration



- ATTORNEY DOCKET NUMBER: 2002834-0058 (CIP4 DIV1)

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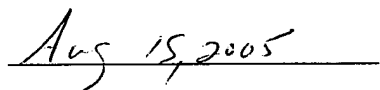
**STATEMENT FROM EACH PERSON BEING DELETED AS AN INVENTOR**  
**UNDER 37 C.F.R. §1.48(a)**

As a person being deleted as a co-inventor of U.S. Patent Application Serial No.  
09/478,668 I hereby state that the error in original inventorship occurred without deceptive  
intention on my part.

Signed:

  
Howard B. Sosin

Dated:

  
Aug 15, 2005





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Sir:

**STATEMENT FROM EACH PERSON BEING ADDED AS AN INVENTOR**  
**UNDER 37 C.F.R. §1.48(a)**

As a person being added as a co-inventor of U.S. Patent Application Serial No.  
09/478,668 I hereby state that the error in original inventorship occurred without deceptive  
intention on my part.

Signed: *Ricki M. Helm*  
Dated: 9/15/04  
Ricki M. Helm

Signed: \_\_\_\_\_  
Dated: \_\_\_\_\_  
J. Steven Stanley

Signed: \_\_\_\_\_  
Dated: \_\_\_\_\_  
Gael Cockrell

Signed: \_\_\_\_\_  
Dated: \_\_\_\_\_  
Nina E. King



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Signed: \_\_\_\_\_

Dated: \_\_\_\_\_

Ricki M. Helm

Signed: \_\_\_\_\_

Dated: \_\_\_\_\_

J. Steven Stanley

Signed: Gael Cockrell

Dated: 9-19-04

Gael Cockrell

Signed: \_\_\_\_\_

Dated: \_\_\_\_\_

Nina E. King



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Signed: \_\_\_\_\_  
Dated: \_\_\_\_\_  
Ricki M. Helm

Signed: J. Steven Stanley  
Dated: 9-13-04  
J. Steven Stanley

Signed: \_\_\_\_\_  
Dated: \_\_\_\_\_  
Gael Cockrell

Signed: \_\_\_\_\_  
Dated: \_\_\_\_\_  
Nina E. King



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Signed: \_\_\_\_\_  
Dated: \_\_\_\_\_  
J. Steven Stanley

Signed: \_\_\_\_\_  
Dated: \_\_\_\_\_  
Gael Cockrell

Signed: Nina King  
Dated: 9/14/04  
Nina E. King

**DECLARATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**METHODS AND REAGENTS FOR DECREASING  
CLINICAL REACTION TO ALLERGY**

the specification of which (I authorize Choate, Hall & Stewart to check one of the following, three choices, and fill in the blanks, if applicable):

\_\_\_ is attached hereto.

X was filed on January 6, 2000 as Application Serial No. 09/478,668 and amended on \_\_\_\_\_ (if applicable).

\_\_\_ was filed as PCT international application No. \_\_\_\_\_, on \_\_\_\_\_ and was amended under PCT Article 19 on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understood the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledged the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s):

NUMBER	COUNTRY	FILING DATE	PRIORITY CLAIMED	
			YES	NO

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) or PCT international application(s) designating the United States of America listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

APPLICATION NUMBER	FILING DATE	STATUS
09/141,220	August 27, 1998	Pending
08/717,933	September 23, 1996	Abandoned

PCT Applications designating the United States:

PCT APPLICATION NUMBER	FILING DATE	STATUS

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national filing date of this application.

Provisional Application(s):

APPLICATION NUMBER	FILING DATE	STATUS
60/074,633	February 13, 1998	Expired
60/074,624	February 13, 1998	Expired
60/074,590	February 13, 1998	Expired
60/073,283	January 31, 1998	Expired

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United State Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Full name of 1 <sup>st</sup> inventor	A. Wesley Burks Jr.
Inventor's Signature	Date
Residence	306 Faison Road, Chapel Hill, NC 27517
Citizenship	US
Post Office Address	Same as above

Full name of 2 <sup>nd</sup> inventor	Gary A. Bannon
Inventor's Signature	Date
Residence	35 Bear Creek Drive, Wentzville, MO 63385
Citizenship	US
Post Office Address	Same as above

Full name of 3 <sup>rd</sup> inventor	Hugh A. Sampson
Inventor's Signature	Date
Residence	19 Carleon Avenue, Larchmont, NY 10538
Citizenship	US
Post Office Address	Same as above

Full name of 4 <sup>th</sup> inventor	Ricki M. Helm
Inventor's Signature	Date
Residence	3207 Echo Valley Drive, Little Rock, AR 72227
Citizenship	US
Post Office Address	Same as above

Full name of 5 <sup>th</sup> inventor	Gael Cockrell
Inventor's Signature	<i>Gael Cockrell</i> Date 9-19-04
Residence	31 Jay Circle, Cabot, AR 72023
Citizenship	US
Post Office Address	Same as above

Full name of 6 <sup>th</sup> inventor	J. Steven Stanley
Inventor's Signature	Date
Residence	2000 Waterside Drive, North Little Rock, AR 72116
Citizenship	US
Post Office Address	Same as above

Full name of 7 <sup>th</sup> inventor	Nina E. King
Inventor's Signature	Date
Residence	6250 Mallard Court, Mason, OH 45040
Citizenship	Russia
Post Office Address	Same as above





**DECLARATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**METHODS AND REAGENTS FOR DECREASING  
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Full name of 1 <sup>st</sup> inventor	A. Wesley Burks Jr.
Inventor's Signature	Date
Residence	306 Faison Road, Chapel Hill, NC 27517
Citizenship	US
Post Office Address	Same as above

Full name of 2 <sup>nd</sup> inventor	Gary A. Bannon
Inventor's Signature	Date
Residence	35 Bear Creek Drive, Wentzville, MO 63385
Citizenship	US
Post Office Address	Same as above

Full name of 3 <sup>rd</sup> inventor	Hugh A. Sampson
Inventor's Signature	Date
Residence	19 Carleon Avenue, Larchmont, NY 10538
Citizenship	US
Post Office Address	Same as above

Full name of 4 <sup>th</sup> inventor	Ricki M. Helm
Inventor's Signature	Date
Residence	3207 Echo Valley Drive, Little Rock, AR 72227
Citizenship	US
Post Office Address	Same as above

Full name of 5 <sup>th</sup> inventor	Gael Cockrell
Inventor's Signature	Date
Residence	31 Jay Circle, Cabot, AR 72023
Citizenship	US
Post Office Address	Same as above

Full name of 6<sup>th</sup> inventor

J. Steven Stanley

Inventor's Signature

*Joseph Steven Stanley*

Date 9-13-04

Residence

2000 Waterside Drive, North Little Rock, AR 72116

Citizenship

US

Post Office Address

Same as above

Full name of 7<sup>th</sup> inventor

Nina E. King

Inventor's Signature

Date

Residence

6250 Mallard Court, Mason, OH 45040

Citizenship

Russia

Post Office Address

Same as above



Attorney Docket No.: 2002834-0058 (CIP4 DIV)

### DECLARATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

### **METHODS AND REAGENTS FOR DECREASING CLINICAL REACTION TO ALLERGY**

the specification of which (I authorize Choate, Hall & Stewart to check one of the following, three choices, and fill in the blanks, if applicable):

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APPLICATION NUMBER	FILING DATE	STATUS
09/141,220	August 27, 1998	Pending
08/717,933	September 23, 1996	Abandoned

PCT Applications designating the United States:

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60/074,633	February 13, 1998	Expired
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60/073,283	January 31, 1998	Expired

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Full name of 1 <sup>st</sup> inventor	A. Wesley Burks Jr.
Inventor's Signature	Date
Residence	306 Faison Road, Chapel Hill, NC 27517
Citizenship	US
Post Office Address	Same as above

Full name of 2 <sup>nd</sup> inventor	Gary A. Bannon
Inventor's Signature	Date
Residence	35 Bear Creek Drive, Wentzville, MO 63385
Citizenship	US
Post Office Address	Same as above

Full name of 3 <sup>rd</sup> inventor	Hugh A. Sampson
Inventor's Signature	Date
Residence	19 Carleon Avenue, Larchmont, NY 10538
Citizenship	US
Post Office Address	Same as above

Full name of 4 <sup>th</sup> inventor	Ricki M. Helm
Inventor's Signature	Date 9/22/04
Residence	3207 Echo Valley Drive, Little Rock, AR 72227
Citizenship	US
Post Office Address	Same as above

Full name of 5 <sup>th</sup> inventor	Gael Cockrell
Inventor's Signature	Date
Residence	31 Jay Circle, Cabot, AR 72023
Citizenship	US
Post Office Address	Same as above

Full name of 6 <sup>th</sup> inventor	J. Steven Stanley
Inventor's Signature	Date
Residence	2000 Waterside Drive, North Little Rock, AR 72116
Citizenship	US
Post Office Address	Same as above

Full name of 7 <sup>th</sup> inventor	Nina E. King
Inventor's Signature	Date
Residence	6250 Mallard Court, Mason, OH 45040
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Attorney Docket No.: 2002834-0058 (CIP4 DIV)

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08/717,933	September 23, 1996	Abandoned

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Full name of 1<sup>st</sup> inventor

A. Wesley Burks Jr.

Inventor's Signature

Date

Residence

306 Faison Road, Chapel Hill, NC 27517

Citizenship

US

Post Office Address

Same as above

Full name of 2<sup>nd</sup> inventor

Gary A. Bannon

Inventor's Signature

Date

Residence

35 Bear Creek Drive, Wentzville, MO 63385

Citizenship

US

Post Office Address

Same as above

Full name of 3<sup>rd</sup> inventor

Hugh A. Sampson

Inventor's Signature

Date

Residence

19 Carleon Avenue, Larchmont, NY 10538

Citizenship

US

Post Office Address

Same as above

Full name of 4<sup>th</sup> inventor

Ricki M. Helm

Inventor's Signature

Date

Residence

3207 Echo Valley Drive, Little Rock, AR 72227

Citizenship

US

Post Office Address

Same as above

Full name of 5<sup>th</sup> inventor

Gael Cockrell

Inventor's Signature

Date

Residence

31 Jay Circle, Cabot, AR 72023

Citizenship

US

Post Office Address

Same as above

Full name of 6 <sup>th</sup> inventor	J. Steven Stanley
Inventor's Signature	Date
Residence	2000 Waterside Drive, North Little Rock, AR 72116
Citizenship	US
Post Office Address	Same as above

Full name of 7 <sup>th</sup> inventor	Nina E. King
Inventor's Signature	<i>Nina King</i> Date 9/14/04
Residence	6250 Mallard Court, Mason, OH 45040
Citizenship	Russia
Post Office Address	Same as above



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Full name of 1 <sup>st</sup> inventor	A. Wesley Burks Jr.	
Inventor's Signature		Date 7/27/57
Residence	306 Faison Road, Chapel Hill, NC 27517	
Citizenship	US	
Post Office Address	Same as above	

Full name of 2 <sup>nd</sup> inventor	Gary A. Bannon
Inventor's Signature	Date
Residence	35 Bear Creek Drive, Wentzville, MO 63385
Citizenship	US
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Full name of 3 <sup>rd</sup> inventor	Hugh A. Sampson
Inventor's Signature	Date
Residence	19 Carleon Avenue, Larchmont, NY 10538
Citizenship	US
Post Office Address	Same as above

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Inventor's Signature	Date
Residence	3207 Echo Valley Drive, Little Rock, AR 72227
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Post Office Address	Same as above

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Inventor's Signature	Date
Residence	2000 Waterside Drive, North Little Rock, AR 72116
Citizenship	US
Post Office Address	Same as above

Full name of 7 <sup>th</sup> inventor	Nina E. King
Inventor's Signature	Date
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Post Office Address	Same as above

Full name of 2 <sup>nd</sup> inventor	Gary A. Bannon
Inventor's Signature	Date 09-15-04
Residence	35 Bear Creek Drive, Wentzville, MO 63385
Citizenship	US
Post Office Address	Same as above

Full name of 3 <sup>rd</sup> inventor	Hugh A. Sampson
Inventor's Signature	Date
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